

## Message Text

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PAGE 01 STATE 241286

43

ORIGIN L-02

INFO OCT-01 ARA-06 ISO-00 EB-04 RSC-01 /014 R

DRAFTED BY L/ARA:DAGANTZ

APPROVED BY L/ARA:DAGANTZ

ARA/LA HSHLAUDEMAN (INFO)

ARA/EP RFWEBER (INFO)

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R 020110Z NOV 74

FM SECSTATE WASHDC

TO AMEMBASSY LIMA

C O N F I D E N T I A L STATE 241286

E.O. 11652: GDS

TAGS:EFIN, BDIS, PE

SUBJECT:GREENE AGREEMENT - CERRO PROBLEM

REF: A. STATE 210475

B. STATE 235926

1. WE HAVE DISCUSSED THIS PROBLEM FURTHER WITH CERRO LAWYERS AND HAVE COME TO THE CONCLUSION - SUBJECT TO YOUR VIEWS - THAT THE ISSUE HERE DOES NOT RELATE TO THE PENSION QUESTION DEALT WITH IN THE FOREIGN MINISTER'S LETTER OF FEBRUARY 19, BUT RATHER TO SEVERANCE PAYMENTS. AS CERRO POINTS OUT, THE CONTRACTS UPON WHICH THESE SEVERANCE PAYMENTS ARE BASED WERE APPROVED BY THE PERUVIAN LABOR AUTHORITIES, WHICH PRESUMABLY MEANS THEY WERE "IN ACCORDANCE WITH PERUVIAN LABOR LAWS." IT IS ALSO OUR UNDERSTANDING THAT THE GOP DID NOT OBJECT TO THESE OBLIGATIONS WHEN CERRO ORIGINALLY SUBMITTED ITS LIST OF THE OBLIGATIONS WHICH THE GOP WOULD BE ASSUMING.

2. UNDER THESE CIRCUMSTANCES WE BELIEVE YOU SHOULD RAISE QUESTION OF FOREIGN EXCHANGE FOR THESE SEVERANCE PAYMENTS WITH APPROPRIATE GOP OFFICIALS, NOTING THAT IN OUR VIEW THESE OBLIGATIONS WERE ACCEPTED BY GOP UNDER ARTICLE 5 OF THE AGREEMENT AS WELL AS EARLIER BY PERUVIAN

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PAGE 02 STATE 241286

LABOR AUTHORITIES. UNDER THESE CIRCUMSTANCES WE WOULD

APPRECIATE GOP'S EFFORTS IN OBTAINING AUTHORIZATION OF  
FOREIGN EXCHANGE CONVERTIBILITY SO THAT THESE PAYMENTS  
CAN BE COMPLETED PROMPTLY. INGERSOLL

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** SmithRJ  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
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